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N.Y.S.D. Case # 12-cv-5787(JGK)

## UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 5<sup>th</sup> day of December, two thousand thirteen,

Indian Harbor Insurance Company,

Plaintiff-Counter-Defendant - Appellee,

v.

The City of San Diego,

Defendant-Counter-Claimant - Appellant,

and,

California State Association of Counties Excess Insurance Authority,

Intervenor Defendant - Appellant.

**ORDER** 

Docket No. 13-4258 (CON)

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #:

DATE FILED: December 5, 2013

The parties in the above-referenced case have filed a stipulation withdrawing this appeal pursuant to FRAP 42.

The stipulation is hereby "So Ordered".

For The Court:

Catherine O'Hagan Wolfe, Clerk of Court

A True Copy

Catherine O'Hagan Wolfe Cl

United States Court of Appears, Second Circuit

MANDATE ISSUED ON 12/05/2013